IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 18TH MAY 2007 / 28TH VAISAKHA 1929

Bail Appl..No. 2958 of 2007()

(CRIME NO.25/2007 OF SULTHANBATHERY EXCISE RANGE)
BA.335/2007 of J.M.F.C.,SULTHANBATHERY

.....

PETITIONER/ACCUSED

C.A.BABY, S/O.ANTONY, AGED 45,
CHUNDATT VEEDU, VADAKKANAD, KIDANGANADU VILLAGE,
KIDANGANADU P.O., S. BATHERY TALUK.

BY ADV. SRI.S.M.PRASANTH

RESPONDENTS: COMPLAINANT

THE STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.M.KAMAPPU

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 18/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

B.A.NO. 2958 OF 2007

DATED THIS THE 18TH DAY OF MAY 2007

ORDER

This is a petition filed under Section 439 of the Code of Criminal Procedure. The petitioner is the accused in Crime No.25/2007 of the Sulthan Bathey Excise Range. The offence is under under Section 55(a) of the Abkari Act on the allegation that the petitioner was found in possession of 1.5 litres of spirit on 29.04.2007. He is in custody since 29.04.2007.

2. Heard both sides.

3. It is hereby ordered that the petitioner shall be released on bail on executing bond for Rs.25,000/- with two solvent sureties each for the like sum to the satisfaction of the J.F.C.M- I, Sulthan Bathery and on condition that he will not get involved in any offence of a like nature and that he shall not in any manner interfere with the investigation. The petitioner is directed that he shall report before the investigating officer on every Friday at 10.a.m. until the final report is filed.

The Bail Application is allowed.

K.R.UDAYABHANU
JUDGE.

rv